

**No. 13-20-00140-CV**

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**In the Thirteenth Court of Appeals**  
**Corpus Christi/Edinburg, Texas**

FILED IN  
13th COURT OF APPEALS  
CORPUS CHRISTI/EDINBURG, TEXAS  
5/22/2020 10:49:44 AM  
KATHY S. MILLS  
Clerk

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**RICARDO MALDONADO DAVILA**

**APPELLANT,**

**V.**

**M&M TOWING AND RECOVERY INC.**

**APPELLEE,**

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**On Appeal from the County Court at Law No. 4**  
**Hidalgo County, Texas, Trial Court Cause No. CL-19-5371-D**

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**APPELLEE'S FIRST OPPOSED MOTION FOR**  
**EXTENSION OF TIME TO FILE REPORTER'S RECORD**

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**Respectfully submitted,**

**RAUL A. ACEVEDO, JR.**  
**ACEVEDO LAW FIRM, PLLC**  
**5717 N 10<sup>TH</sup> ST, SUITE D**  
**McAllen, Texas 78504**  
**Telephone: (956) 215-8888**  
**Facsimile: (866) 427-1643**  
**Appellate Attorney for Appellee**  
**State Bar No. 24088855**

**MAY IT PLEASE THE COURT:**

COMES NOW Ricardo Maldonado Davila, by and through his attorney Acevedo Law Firm, PLLC (Raul A. Acevedo, Jr.) and hereby respectfully moves the Court for the entry of an Order allowing a thirty (30) day extension in which to file the Reporter's Record, pursuant to Tex. R. App. P. 10.5(b).

As grounds for the Motion, Appellee/Plaintiff states as follows:

1. The Judge of County Court at Law No. 4 signed judgment on application for tow hearing on Feb. 12, 2020.

2. Appellant filed a notice of appeal on March 12, 2020.

3. Appellant's attorney has requested the reporter's record.

4. As a result of the ongoing pandemic, Appellant is having economic hardship and is having problems paying for the reporter's record.

5. Because of the foregoing, Appellant requests 30 days to alleviate the above referenced problem.

6. Appellant's counsel has conferred with counsel for Appellee about the relief requested herein, and Appellee is OPPOSED to the additional time requested.

7. This request is not made to unduly delay the disposition of the case, but rather because additional time is needed to make the alleviate the above referenced problem.

**WHEREFORE**, Appellant RICARDO MANUEL DAVILA requests that the Court GRANT this motion and enter an Order extending the time to file the reporter's record to June 22, 2020.

Respectfully submitted,

By: /s/ Raul A. Acevedo, Jr.  
RAUL A. ACEVEDO, JR.  
State Bar No. 24088855

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**CERTIFICATE OF CONFERENCE**

I certify that on or before this the 22<sup>nd</sup> day of May 2020, I conferred with the Hon. John David Franz, counsel for M&M Towing & Recovery, Inc., about the relief sought herein and he indicated, as far as Appellant's counsel could infer, that Appellee is OPPOSED the relief sought herein.

/s/ Raul A. Acevedo, Jr.  
RAUL A. ACEVEDO, JR.

### **CERTIFICATE OF SERVICE**

I certify that on this 22<sup>nd</sup> day of May 2020, I caused a true and correct copy of the foregoing Motion for Extension of Time to be served by via email and/or eservice to the following counsel of record:

Hon. John David Franz

**Law Office of John David Franz**

400 N. McColl, Suite B

McAllen, Texas 78501

(956) 686-3300

(956) 686-3578 (Fax)

[df@johndavidfranz.com](mailto:df@johndavidfranz.com)

**latest attorney for Appellee / Appellee M&M Towing and Recovery, Inc. in CL-19-5371-D.**

/s/ Raul A. Acevedo, Jr.  
RAUL A. ACEVEDO, JR.

### **Automated Certificate of eService**

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Raul Acevedo, Jr.  
Bar No. 24088855  
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Associated Case Party: Ricardo Maldonado Davila

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Raul ArtemioAcevedo, Jr.		racevedo@acevedo-law.com	5/22/2020 10:49:44 AM	SENT

Associated Case Party: M&M Towing & Recovery, Inc.

<b>Name</b>	<b>BarNumber</b>	<b>Email</b>	<b>TimestampSubmitted</b>	<b>Status</b>
John David Franz	7389200	jdf@johndavidfranz.com	5/22/2020 10:49:44 AM	SENT